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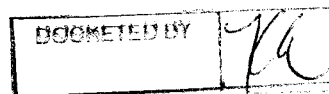
**BEFORE THE ARIZONA CORPORATION COMMISSION****COMMISSIONERS**

DOUG LITTLE – Chairman  
BOB STUMP  
BOB BURNS  
TOM FORESE  
ANDY TOBIN

Arizona Corporation Commission

**DOCKETED**

AUG 19 2016



DOCKET NO. T-03462A-16-0086

DECISION NO. 75712

IN THE MATTER OF THE APPLICATION OF  
NEW CENTURY TELECOM, INC. TO  
DISCONTINUE THE PROVISION OF  
COMPETITIVE RESOLD INTEREXCHANGE  
TELECOMMUNICATIONS SERVICES IN  
ARIZONA

**ORDER**

Open Meeting  
August 9 and 10, 2016  
Phoenix, Arizona

**BY THE COMMISSION:**

Having considered the entire record herein and being fully advised in the premises, the Arizona Corporation Commission ("Commission") finds, concludes, and orders that:

\* \* \* \* \*

**FINDINGS OF FACT**

1. On January 11, 2001, the Commission issued Decision No. 63303, approving New Century Telecom, Inc.'s ("New Century") application for a Certificate of Convenience and Necessity ("CC&N") to provide resold interexchange telecommunications services within the State of Arizona.

2. On February 10, 2016, New Century filed an application with the Commission requesting to cancel its CC&N to provide resold interexchange telecommunications services within the State of Arizona. The application indicated that New Century has not conducted any business and has had no customers since June 30, 2015.

3. On July 18, 2016, the Commission's Utilities Division ("Staff") filed a Staff Report in this matter, recommending approval of New Century's application.

4. Staff indicated that on March 17, 2016, Staff emailed New Century a First Set of Data Requests ("First SDR") and made numerous unsuccessful attempts to call New Century to verify

1 receipt of the First SDR. Staff also stated that on April 5, 2016, Staff sent a certified letter to New  
2 Century with the First SDR attached. On April 25, 2016, the certified letter was returned as not  
3 deliverable as addressed and unable to forward.

4 5. Staff states that the Commission's Consumer Services Section reported that no  
5 complaints, inquiries, or opinions had been filed against New Century from January 1, 2012, to March  
6 21, 2016. Further, Staff states that the Commission's Compliance Section indicated that there are no  
7 current compliance delinquencies for New Century. Finally, Staff states that according to the  
8 Commission's Corporations Division, New Century is not in good standing for failure to file its Annual  
9 Corporations Report on April 25, 2106. New Century last filed its annual report on June 12, 2015.

10 6. Staff states that New Century is not currently providing resold interexchange  
11 telecommunications services to any telecommunications customers in Arizona. Staff further states that  
12 New Century never collected deposits, advances or prepayments from Arizona customers and that it  
13 has no affiliates that provide telecommunications services in Arizona.

14 7. Staff recommends approval of New Century's application to cancel its CC&N as well as  
15 its corresponding tariff. Staff states that upon cancellation, New Century will no longer be subject to  
16 the requirements set forth in Decision No. 63303.

17 8. Staff's recommendation to approve New Century's application for cancellation of its  
18 CC&N to provide resold interexchange telecommunications services within the State of Arizona is  
19 reasonable and should be adopted.

#### 20 CONCLUSIONS OF LAW

21 1. New Century Telecom, Inc. is a public service corporation within the meaning of Article  
22 XV of the Arizona Constitution and A.R.S. §§ 40-281, 40-282 and 40-285.

23 2. The Commission has jurisdiction over New Century Telecom, Inc. and the subject  
24 matter of the application.

25 3. The cancellation of New Century Telecom, Inc.'s CC&N to provide resold  
26 interexchange telecommunications services in Arizona is in the public interest.

27 4. Staff's recommendations are reasonable and should be adopted.

28 ...

ORDER

IT IS THEREFORE ORDERED that New Century Telecom, Inc.'s application to cancel its Certificate of Convenience and Necessity to provide resold interexchange telecommunications services within the State of Arizona is hereby approved.

IT IS FURTHER ORDERED that New Century Telecom, Inc.'s tariff on file with the Arizona Corporation Commission is hereby cancelled and the Company is no longer subject to the requirements in Decision No. 63303.

IT IS FURTHER ORDERED that this Decision shall become effective immediately.

BY ORDER OF THE ARIZONA CORPORATION COMMISSION.

  
CHAIRMAN LITTLE

  
COMMISSIONER STUMP

  
COMMISSIONER FORESE

  
COMMISSIONER TOBIN

  
COMMISSIONER BURNS

IN WITNESS WHEREOF, I, JODI A. JERICH, Executive Director of the Arizona Corporation Commission, have hereunto set my hand and caused the official seal of the Commission to be affixed at the Capitol, in the City of Phoenix, this 19th day of August 2016.

  
JODI A. JERICH  
EXECUTIVE DIRECTOR

DISSENT \_\_\_\_\_

DISSENT \_\_\_\_\_  
BDS:rt

1 SERVICE LIST FOR:

NEW CENTURY TELECOM, INC.

2 DOCKET NO.:

T-03462A-16-0086

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